

## **1200' Landfill Buffer – Well Restriction Area Variance**

Since February 1991, a potable well cannot be constructed within 1,200 feet of an existing or proposed landfill unless a variance is first granted from the Department of Natural Resources (DNR). This requirement is found in Section NR 812.08(4)(g) of the State Well Code. This statement is not to imply a person will be arbitrarily denied from constructing a well on their property, only that prior permission will be needed. This law is designed to prevent people from unwittingly endangering their health and the health of future owners using that well.

Portage County requires written proof of a granted landfill variance before a land subdivision is approved within 1200 feet of a landfill. This is to ensure that a well is able to be constructed on the new parcel(s).

To apply for a landfill variance, a completed application for landfill variance (Form 3300-209 (R 8/13)) can be found at: <http://dnr.wi.gov/files/PDF/forms/3300/3300-209.pdf>

The form should be sent to the Wisconsin Department of Natural Resources at:

DNR DG/5  
PO BOX 7921  
MADISON WI 53707-7921

Additionally the Department of Natural Resources may ask for:

1. Land Survey Map
2. Scaled diagram of landfill and the well location or another accurate measurement method to determine and demonstrate the distance between the landfill and the well.

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